## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

JAMES BERNARD MCCULLUM,	§	
	§	
Plaintiff,	§	
	§	CASE NO. 4:21-cv-03010
<b>v.</b>	§	
	§	
PHH MORTGAGE CORPORATION,	§	
	§	
Defendant.	§	

## JOINT STIPULATION OF DISMISSAL WITH PREJUDICE PURSUANT TO FRCP 41(a)(1)(A)(ii)

Plaintiff, James Bernard McCullum ("Plaintiff"), and Defendant, PHH Mortgage Corporation ("Defendant") (Plaintiff and Defendant collectively, "Parties"), hereby file their Joint Stipulation of Dismissal With Prejudice Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), and in support thereof would respectfully show the Court the following:

- 1. The Parties hereby jointly stipulate to dismiss the above civil case, and all claims asserted therein, with prejudice to refiling the same, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).
- 2. The Parties also agree that all costs of court and attorney's fees incurred shall be borne by the Party incurring the same.

WHEREFORE, Plaintiff and Defendant hereby jointly stipulate and request that the Court enter an Order dismissing the above civil case, and all claims asserted therein, with prejudice to the refiling of the same, and for such other and further relief to which the Parties may be justly entitled.

Dated: November 24, 2021

Jointly respectfully submitted,

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